THE HON'BLE SRI JUSTICE N.V. RAMANA

-

Writ Petition No.20225 of 2005

Dated: 27.03.2006

Between:

T. Rajaiah (E. 63011), S/o Venka Goud, Shramik, Bheemgal Depot, Nizamabad District.

.... PETITIONER

AND

The A.P. State Road Transport Corporation, rep. by its Regional Manager, Nizamabad and another.

.....RESPONDENTS

THE HON'BLE SRI JUSTICE N.V. RAMANA

-

Writ Petition No.20225 of 2005

Order:

Heard the learned counsel for the petitioner and the learned Standing Counsel for the respondent-Corporation.

The petitioner states that while he was working as driver in the respondent-Corporation, as he was declared as unfit to hold the said post vide order dated 08.04.2004 and was placed on leave with effect from 01.04.2004 on the ground of defective vision and not provided any alternative employment as per the provisions

of Section 47 of the Persons with Disability (equal opportunity, protection of rights, full participation) Act, 1995 (for short 'the Act'), he filed W.P. No. 23717 of 2004, and this Court, by order dated 21.12.2004, disposed of the same with a direction to the respondent-Corporation to pass appropriate orders on his representation dated 19.11.2004, keeping in view the provisions of Section 47 of the Act and also the Rules and Regulations of the respondent-Corporation. Pursuant to the said direction, though the respondent-Corporation, vide proceedings dated 01.04.2005, provided alternative employment to the petitioner, it failed to pay his back wages from 01.04.2004 to 31.03.2005 and other consequential service benefits, hence, he submitted a representation dated 29.08.2005 to respondent No.1-Regional Manager, APSRTC, requesting to pay his back wages from 01.04.2004 to 31.03.2005 and other consequential service benefits keeping in view the provisions of Section 47 of the Act, but no orders have been passed so far. Hence, the present writ petition is filed seeking to direct respondent No.1-Regional Manager to consider his representation dated 29.08.2005 and pass appropriate orders keeping in view the provisions of Section 47 of the Act.

Since the representation dated 29.08.2005 of the petitioner is stated to be pending consideration before respondent No.1-Regional Manager, instead of keeping the writ petition pending,

I deem it appropriate to dispose of the writ petition directing the respondent No.1-Regional Manager to consider the same and pass appropriate orders in accordance with law particularly keeping in view the provisions of Section 47 of the Act, expeditiously.

The writ petition is accordingly disposed of. No costs.

_____

N.V. RAMANA, J.

Date: 27.03.2006

Nsr/Ksr